

REQUEST FORM FOR APPLICATION UNDER 35 USC §119(e)

Honorable Commissioner of Patents P.O. Box 1450 **Alexandria, VA 22313-1450**

Sir:



This is a request for filing a application claiming priority under 35 USC §119(e) of pending provisional application Serial No. 60/460,647 filed on April 4, 2003, by the following named inventor(s):

| INVENTOR | RESIDENCE | CITIZENSHIP | MAILING |
|--------------------|---------------|---------------|---------------|
| | | | ADDRESS |
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Enclosed are:

- [X] Applicant claims priority under 35 USC §119(e) of a pending provisional application.
- [X] Applicant claims Small Entity Status. See 37 CFR 1.27.
- [X] 18 Pages of Specification, Claims and Abstract.
- [X] Declaration and Power of Attorney.
- [X] 8 Sheets of Formal Drawings.
- [X] Return Receipt Postcard.
- [X] Information Disclosure Statement (IDS)/ Substitute Form PTO-1449.
- [X] Nonpublication Request under 35 U.S.C. 122(b)(2)(B)(i).
- Assignment Papers (cover sheet and document(s)) including \$40 filing fee.
- [] Certified Copy of Priority Document(s) (if foreign priority is claimed).
- [X] The required filing fee (calculated as shown below):

| FOR . | No. Filed | No. Extra | Rate | Amount |
|--------------------|----------------|-----------|------------------|--------------|
| TOTAL CLAIMS | 20 - 20 | 0 | x \$9.00 | \$0 |
| INDEPENDENT CLAIMS | 2 - 3 | 0 | x \$42.00 | \$0 |
| | | | BASIC FEE | <u>\$375</u> |
| | | | TOTAL = | \$375 |

Respectfully Submitted,

Michael S. Neustel (Reg. No. 41,221)

August 22, 2003

Date

PTO/39/35 (11-00)
Approved for use grough 10031/2002, OMB 0651-0031
U.S. Perint and Trademark Office; U. S. DEPARTMENT OF COMMERCE

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NONPUBLICATION REQUEST UNDER 35 U.S.C. 122(b)(2)(B)(i)

| First Named Inventor | | ROBERT. H RAY | | | |
|----------------------|--------------|---------------|--|--|--|
| Title | | | | | |
| Atty Do | ocket Number | | | | |

I hereby certify that the invention disclosed in the attached application has not and will not be the subject of an application filled in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

8-21-03

Roberth Roy Signature

ROBERT HIRMY

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application upon filing.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filling date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant must notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. Fallure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(III)).

Burden Hour Statement: This collection of enformation is required by 37 CFR 1.213(a). The Information is used by the public to request that an application and be published under 35 U.S.C. 122(b) (and the PTO to process that request). Comidemistry is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 munitors to complete. This time will vary depending upon the needs of the Information Characterists on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Officer, Washington, DC 20231. DO NOT SENU FEES OR COMPLETED FORMS TO THIS ADDRESS, SENU TO, Assistant Commissioner for Patents, Washington, DC 20231.

In The United States Patent & Trademark Office

In re Application of: Robert H. Ray

Patricia L. Shores

Filed: Utility Patent Application

Express Mail Serial No.: EV320057210US

For: Pole Anchor Footing System

Mailed to:

Mail Stop Patent Application Commissioner of Patents P.O. Box 1450 Alexandria, VA 22313-1450

Date of Deposit: August 22, 2003

I hereby certify that the attached United States patent application, formal drawings, transmittal letter are being deposited with the United States Postal Service under Express Mail service on the date indicated above and is addressed to the Mail Stop Patent Application, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Michael S. Neustel, Reg. No. 41,221

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